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To: Commissioner for Patents,  
United States Patent & Trademark Office

Fax Number: (703) 872-9306

From: Richard E. Wawrzyniak, Reg. No. 36,048 *REW*

Today's Date: April 27, 2005

Our Docket No.: 72755 [00P286PS-US01]

Pages: Nine (9) [including this one page cover sheet]

App. No./Filing Date: 09/863,169/May 22, 2001

Examiner/Group Art Unit: Flanders, Andrew C./2644

Dispatched by: A. Jones

Transmitted herewith for filing via facsimile:

- 1) Transmittal Form (1 pg.),
- 2) Amendment and Response to Office Action (7 pgs.), and
- 3) Fax cover sheet (1 pg.).

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Approved for use through 07/31/2006. OMB 0851-0031


U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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|  |                        |                         |
|--|------------------------|-------------------------|
| <b>TRANSMITTAL<br/>FORM</b><br><br><small>(to be used for all correspondence after initial filing)</small> | Application Number     | 09/863,169              |
|  | Filing Date            | May 22, 2001            |
|  | First Named Inventor   | MATSUURA, Masaya et al. |
|  | Art Unit               | 2644                    |
|  | Examiner Name          | FLANDERS, Andrew C.     |
|  | Attorney Docket Number | 72755 [00P286PS-US01]   |
| Total Number of Pages in This Submission   |                        | 9                       |


| ENCLOSURES (Check all that apply)   |  |   |
|---|--|---|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request (in duplicate)<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br><input type="checkbox"/> Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>Fax Coversheet |
| Remarks   |  |   |

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

|              |   |          |        |
|--------------|---|----------|--------|
| Firm Name    | Fitch, Even, Tabin & Flannery   |          |        |
| Signature    |  |          |        |
| Printed name | Richard E. Wawrzyniak, Esq.   |          |        |
| Date         | April 27, 2005  | Reg. No. | 36,048 |

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|                       |   |      |                |
|-----------------------|---|------|----------------|
| Signature             |  |      |                |
| Typed or printed name | Richard E. Wawrzyniak, Esq.   | Date | April 27, 2005 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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APR 27 2005

Docket No. 72755 [00P286PS-US01]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/863,169  
Applicant(s): MATSUURA, Masaya et al.  
Filed: May 22, 2001  
Title: AUDIO PROCESSING AND IMAGE  
GENERATING APPARATUS, AUDIO  
PROCESSING AND IMAGE  
GENERATING METHOD, RECORDING  
MEDIUM AND PROGRAM  
Examiner: FLANDERS, Andrew C.  
Art Unit: 2644  
Customer No.: 22242  
Confirm. No.: 8803

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date.

4/27/05

Date Richard E. Wawrzyniak

AMENDMENT AND RESPONSE TO  
OFFICE ACTION MAILED JANUARY 27, 2005

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed January 27,  
2005, Applicants provide the following amendments and remarks: